

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

UNITED STATES OF AMERICA)	
)	
V.)	CR. No.: 1:06cr189-DRB
)	
SAM CHILDREE)	

MOTION FOR COURT TO REVIEW FINANCIAL AFFIDAVIT

COMES NOW the Office of the Federal Defenders, Middle District of Alabama and Donnie W. Bethel, and moves the Court to review Mr. Childree's financial affidavit to determine whether the Office of the Federal Defenders should be appointed to represent Mr. Childree.

1. At his arraignment on September 27, 2006, Mr. Childree refused to fill out a financial affidavit and chose to represent himself.

2. Mr. Childree has since changed his mind and wishes the Office of the Federal Defenders to represent him. In light of Mr. Childree's financial resources, undersigned counsel and the Office of Federal Defenders request that the Court determine whether the Office of the Federal Defenders should be appointed to represent Mr. Childree. See attached Financial Affidavit.

WHEREFORE, the Office of Federal Defenders and undersigned counsel request that the Court this motion be granted.

Dated this 5th day of October, 2006

Respectfully submitted,

s/ Donnie W. Bethel
DONNIE W. BETHEL
Assistant Federal Defender
201 Monroe Street, Suite 407
Montgomery, Alabama 36104
Phone: (334) 834-2099
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IN Bar Code: 14773-49

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CERTIFICATE OF SERVICE

I hereby certify that on October 5, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following: Kent B. Brunson, Esq., Assistant U. S. Attorney, One Court Square, Suite 201, Montgomery, Alabama 36104, and Nathan T. Golden, Special Assistant U.S. Attorney, Office of the Staff Judge Advocate, Soldier Service Center, Building 5700, Fort Rucker, AL 36362.

Respectfully submitted,

s/ Donnie W. Bethel
DONNIE W. BETHEL
Assistant Federal Defender
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Montgomery, Alabama 36104
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IN UNITED STATES ☐ MAGISTRATE ☐ DISTRICT ☐ APPEALS COURT or ☐ OTHER PANEL (Specify below)

IN THE CASE OF U.S. vs Sam Childers Jr. FOR Assault
 AT middle Dist. Court

PERSON REPRESENTED (Enter your full name) SAM Childers Jr.

CHARGE/OFFENSE (describe if applicable & check box →) ☐ Felony ☐ Misdemeanor

1 ☐ Defendant - Adult
 2 ☐ Defendant - Juvenile
 3 ☐ Appellant
 4 ☐ Probation Violator
 5 ☐ Parole Violator
 6 ☐ Habeas Petitioner
 7 ☐ 2255 Petitioner
 8 ☐ Material Witness
 9 ☐ Other

LOCATION NUMBER

DOCKET NUMBER
 Magistrate
 District Court
 Court of Appeals

ASSETS

EMPLOYMENT
 Are you now employed? ☒ Yes ☐ No ☐ Am Self-Employed
 Name and address of employer: AFS Ft Rucker, AL
 IF YES, how much do you earn per month? \$ 2400.00 alt IF NO, give month and year of last employment
 If married is your Spouse employed? ☒ Yes ☐ No
 IF YES, how much does your Spouse earn per month? \$ 1000 alt If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$

OTHER INCOME
 Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☐ Yes ☒ No
 IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES

CASH
 Have you any cash on hand or money in savings or checking accounts? ☒ Yes ☐ No IF YES, state total amount \$ 1000.00

PROPERTY
 Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☒ Yes ☐ No
 IF YES, GIVE THE VALUE AND DESCRIBE IT

VALUE	DESCRIPTION
<u>2000.00</u>	<u>Ac.</u>
<u>125.00</u>	<u>Home</u>

OBLIGATIONS DEBTS

DEPENDENTS
 MARITAL STATUS
☐ SINGLE
☒ MARRIED
☐ WIDOWED
☐ SEPARATED OR DIVORCED
 Total No. of Dependents 1
 List persons you usually support and your relationship to them

DEBTS & MONTHLY BILLS
 (LIST ALL CREDITORS INCLUDING BANKS, LOAN COMPANIES, CREDIT CARD COMPANIES, ETC.)

APARTMENT OR HOME	Creditors	Total Debt	Monthly Payments
<u>Am South</u>	<u>Mortgage</u>	<u>\$ 40,000</u>	<u>\$ 260-</u>
<u>Land</u>	<u>in</u>	<u>\$ 2,000</u>	<u>\$ 497-</u>
<u>Land</u>	<u>Mortgage</u>	<u>\$ 5,000</u>	<u>\$ 160-</u>
<u>Land</u>	<u>Land</u>	<u>\$ 7.00</u>	<u>\$ 20-</u>
<u>Seas & J.S. Penn</u>	<u>Land</u>	<u>\$ 400-</u>	<u>\$ 40-</u>

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date) Sam Childers Jr 10-4-06

SIGNATURE OF DEFENDANT (OR PERSON REPRESENTED) Sam Childers Jr